

State of California
AIR RESOURCES BOARD

Executive Order G-02-002

WHEREAS, on November 15, 2001, the Air Resources Board (the Board or ARB) conducted a public hearing to consider amending the California emission standards for new motor vehicles to (a) require Otto-cycle (gasoline) vehicles to meet particulate matter standards that currently only apply to diesel vehicles, (b) require bi-fuel, flexible fuel or dual-fuel vehicles to certify to super-ultra-low-emission vehicle standards when operating on both gasoline and the alternative fuel in order to qualify for partial zero-emission vehicle credits, and (c) incorporate a number of administrative amendments to ease the certification effort for manufacturers;

WHEREAS, following the public hearing on November 15, 2001, the Board adopted Resolution 01-51, in which the Board approved the amendments to title 13, California Code of Regulations, sections 1960.1, 1960.5, 1961 and 1962, as set forth in Attachment A thereto, with the modifications set forth in Attachment G thereto, and also approved the amendments to (and adoption of) the documents incorporated by those regulations, as set forth in Attachments B, C, D, E and F thereto, with the modifications set forth in Attachment G thereto;

WHEREAS, Resolution 01-51 directs the Executive Officer to adopt the modified amendments that were approved therein, after making the modified regulatory language available for supplemental public comment for a period of at least 15 days, provided that the Executive Officer shall consider all written comments regarding the modified text that may be submitted during this period, shall make modifications as may be appropriate in light of the comments received, and shall present the regulations to the Board for further consideration if he determines that this is warranted;

WHEREAS, the Board-approved modifications to the originally proposed texts (with a few nonsubstantial differences) were made available for a supplemental 15-day comment period starting December 14, 2001, in accordance with the provisions of section 44, title 1, California Code of Regulations, with the modifications clearly indicated;

WHEREAS, two e-mail messages were received by the Clerk of the Board during the supplemental 15-day comment period and those comments have been considered by the Executive Officer; and

WHEREAS, Attachment 1 hereto contains the Board-approved amendments to sections 1960.1, 1960.5, 1961 and 1962, title 13, California Code of Regulations; Attachment 2, 3, and 4 hereto contain the Board-approved amendments to the "California Non-Methane Organic Gas Test Procedures," the "Guidelines for Certification of 1983 and Subsequent Model-Year Federally Certified Light-Duty Motor Vehicles for

Sale in California,” and the new “Guidelines for Certification of 2003 and Subsequent Model-Year Federally Certified Light-Duty Motor Vehicles for Sale in California” (there were no 15-day modifications to these documents); and Attachments 5 and 6 contain the Board-approved amendments to the “California Exhaust Emission Standards and Test Procedures for 2001 and Subsequent Model Passenger Cars, Light-Duty Trucks and Medium-Duty Vehicles,” and the “California Exhaust Emission Standards and Test Procedures for 2003 and subsequent Model Zero-Emission Vehicles, and 2001 and Subsequent Model Hybrid Electric Vehicles, in the Passenger Car, Light-Duty Truck and Medium-Duty Vehicle Classes.”

WHEREAS, the text of the “California Exhaust Emission Standards and Test Procedures for 2003 and subsequent Model Zero-Emission Vehicles, and 2001 and Subsequent Model Hybrid Electric Vehicles, in the Passenger Car, Light-Duty Truck and Medium-Duty Vehicle Classes” in Attachment 6 also includes nonsubstantial changes which conform the provisions of that document to the parallel provisions in section 1962(b)(5)(A)-(C) adopted by the Board May 10, 2002 and approved by the Office of Administrative Law June 24, 2002.

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 01-51 are incorporated herein.

IT IS FURTHER ORDERED, in accordance with Resolution 01-51 and Health and Safety Code sections 39515 and 39516, that the amendments to sections 1960.1, 1960.5, 1961 and 1962, title 13, California Code of Regulations are hereby adopted as set forth in Attachment 1 hereto, the amendments to “California Non-Methane Organic Gas Test Procedures,” are adopted as set forth in Attachment 2 hereto, the amendments to “Guidelines for Certification of 1983 and Subsequent Model-Year Federally Certified Light-Duty Motor Vehicles for Sale in California,” are adopted as set forth in Attachment 3 hereto, the new “Guidelines for Certification of 2003 and Subsequent Model-Year Federally Certified Light-Duty Motor Vehicles for Sale in California” are adopted as set forth in Attachment 4 hereto, the amendments to “California Exhaust Emission Standards and Test Procedures for 2001 and Subsequent Model Passenger Cars, Light-Duty Trucks and Medium-Duty Vehicles,” are adopted as set forth in Attachment 5 hereto, and the “California Exhaust Emission Standards and Test Procedures for 2003 and subsequent Model Zero-Emission Vehicles, and 2001 and Subsequent Model Hybrid Electric Vehicles, in the Passenger Car, Light-Duty Truck and Medium-Duty Vehicle Classes,” are amended as set forth in Attachment 6 hereto.

Executed this _____ day of July, 2002, at Sacramento, California.

Michael P. Kenny
Executive Officer

Attachments